

*(f) It is a defense to prosecution under Subsection (b-1)(2) that the actor's conduct consisted solely of action taken pursuant to a contract that was entered into with the owner of the computer, computer network, or computer system for the purpose of assessing the security of the computer, network, or system or providing other security-related services.*

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect when the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

SECTION 3. This Act takes effect September 1, 2015.

Passed by the House on April 17, 2015: Yeas 139, Nays 0, 2 present, not voting;  
passed by the Senate on May 15, 2015: Yeas 31, Nays 0.

Approved May 28, 2015.

Effective September 1, 2015.

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## OBLIGATION OF CERTAIN RETAIL PUBLIC UTILITIES TO MITIGATE THEIR SYSTEM WATER LOSS

### CHAPTER 155

H.B. No. 949

#### AN ACT

**relating to the obligation of certain retail public utilities to mitigate their system water loss.**

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 16.0121(g), Water Code, is amended to read as follows:

(g) A retail public utility providing potable water that receives from the board financial assistance shall use a portion of that financial assistance, or any additional financial assistance provided by the board for the purpose described by this subsection, to mitigate the utility's system water loss if, based on a water audit filed by the utility under this section, the water loss meets or exceeds the threshold established by board rule. *On the request of a retail public utility, the board may waive the requirements of this subsection if the board finds that the utility is satisfactorily addressing the utility's system water loss.*

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.

Passed by the House on April 16, 2015: Yeas 145, Nays 1, 2 present, not voting;  
passed by the Senate on May 15, 2015: Yeas 31, Nays 0.

Approved May 28, 2015.

Effective May 28, 2015.